

# BEST AVAILABLE COPY

APR 21 2005

<b>REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL</b>	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%;">Application Number</td> <td>10/601,193</td> </tr> <tr> <td>Filing Date</td> <td>06/23/2003</td> </tr> <tr> <td>First Named Inventor</td> <td>Jean-Guy COCAIGN</td> </tr> <tr> <td>Group Art Unit</td> <td>3612</td> </tr> <tr> <td>Examiner Name</td> <td>Jason S. Morrow</td> </tr> <tr> <td>Attorney Docket Number</td> <td>033171-50</td> </tr> </table>	Application Number	10/601,193	Filing Date	06/23/2003	First Named Inventor	Jean-Guy COCAIGN	Group Art Unit	3612	Examiner Name	Jason S. Morrow	Attorney Docket Number	033171-50
Application Number	10/601,193												
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First Named Inventor	Jean-Guy COCAIGN												
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Examiner Name	Jason S. Morrow												
Attorney Docket Number	033171-50												

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000, provides for continued examination of an utility or plant application filed on or after June 8, 1995.  
See The American Inventors Protection Act of 1999 (AIPA).

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.  
**NOTE:** 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

**1. Submission required under 37 C.F.R. § 1.114**

a. ☐ Previously submitted

i. ☐ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_  
(Any unentered amendment(s) referred to above will be entered).

ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_

iii. ☐ Other \_\_\_\_\_

b. ☒ Enclosed

i. ☒ Fee Transmittal for FY 2005

ii. ☒ Petition for Three-month Extension of Time

iii. ☐ Information Disclosure Statement (IDS)

iv. ☐ Submission of Formal Drawings

**2. Miscellaneous**

a. ☒ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of three (3) months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(f) required)

b. ☐ Other \_\_\_\_\_

**3. Fees** The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

a. ☒ The Director is hereby authorized to charge the following fees, additional fees which may be required, or credit any overpayments, to Deposit Account No. 19-2380(740123-450)

i. ☒ RCE fee required under 37 C.F.R. § 1.17(e) - \$790.00

ii. ☒ Extension of time fee (37 C.F.R. §§ 1.136 and 1.17) - \$1,020.00

iii. ☐ Other \_\_\_\_\_

b. ☐ Check in the amount of \$\_\_\_\_\_ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED			
Name (Print/Type)	David S. Safran	Registration No. (Attorney/Agent)	27,997
Signature		Date	April 21, 2005

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, or being facsimile transmitted to the USPTO at 703-872-9306, on <u>April 21, 2005</u> .	
Signature:	
Name:	Kathleen M. McManus

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